IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

TUESDAY, THE 26TH JUNE 2007 / 5TH ASHADHA 1929

WP(C).No. 19074 of 2007(U)

PETITIONER:

M.RAJAGOPAL, CHANDRIKA BHAVAN,
KALLAYAM P.O., THIRUVANANTHAPURAM-43
(SUPERINTENDENT, GOVERNMENT JUVENILE HOME,
POOJAPPURA).

BY ADV. SRI.M.BALAGOVINDAN
SRI.M.R.SASITH

RESPONDENTS:
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1. STATE OF KERALA REPRESENTED BY
CHIEF SECRETARY, SECRETARIAT,
THIRUVANANTHAPURAM.

2. SECRETARY TO GOVERNMENT,
SOCIAL WELFARE DEPARTMENT,
SECRETARIAT, THIRUVANANTHAPURAM.

3. DIRECTOR,
DEPARTMENT OF SOCIAL WELFARE,
VIKAS BHAVAN.

4. MANAGING DIRECTOR,
KERALA STATE WOMEN'S DEVELOPMENT CORPORATION,
PALAYAM, THIRUVANANTHAPURAM.

BY SR. GOVERNMENT PLEADER SHRI M.R. SABU.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN,J.

W.P.(C) NO. 19074 OF 2007 S

Dated this the 26th June, 2007

JUDGMENT

H.L.DATTU, C.J.

Learned Senior Government Pleader, Sri.M.R.Sabu, is directed to take notice for the respondents and to file a memo of appearance within six days.

2. Petitioner is the Superintendent of Juvenile Home, Thiruvananthapuram. In this petition under Article 226 of the Constitution, the petitioner calls in question the orders passed by the State Government, dated 16th June, 2007. By the impugned order, the State Government have bifurcated the quarters of the Superintendent of Juvenile Home for the purpose of running a working women's hostel by the Women's Development Corporation.

3. In our view, the petition filed by the petitioner is wholly premature. Before approaching this Court for appropriate direction, the petitioner ought to have brought to the notice of the respondent State Government the difficulties that the inmates of the Juvenile Home would experience if, for any reason, the quarters of the Superintendent of Juvenile Home is bifurcated into two and allotted for

the purpose of running a working women's hostel by the Women's Development Corporation.

4. In that view of the matter, we dispose of the writ petition. However, liberty is reserved to the petitioner, if he so desires, to approach the State Government by filing appropriate representation by bringing to their notice the possible difficulties that the petitioner may experience if the orders passed by the State Government is implemented. It is needless to say, if such a representation is made, the first respondent will consider the same in accordance with law.

Ordered accordingly.

(H.L.DATTU)
Chief Justice

(K.T.SANKARAN)
Judge

ahz/